App.F.IX-4]

Previous References. (1924-25 Jud)

Jud File No. 630 - 24

Serial Nos. 10 (a)

Later references

Preserve

GENERAL AND REVENUE SECRETARIAT.

Serial Nos.

Part B for October 25

SUBJECT

Amendment of the Nagpur Election Rules of 1923 by deleting such portion of the Rules which empowers the exclusion of persons who are otherwise qualified from the list of voters & candidates on the ground [illegible]

Resolution by Mr.G.Paramasiviah.

That this Council recommends to the Government of H.H. the Maharaja of Mysore that the City Municipal Election Rules of 1919 be amended by the deletion of such portion of the rules, which empower the exclusion of rate-payers, who are otherwise qualified, from the list of voters and candidates on the ground of their not paying taxes for a period of not less than six months next prior to the date of the publication of the lists of voters and candidates.

GENERAL & REVENUE SECRETARIAT 1 APR 1925 LOCAL SELF GOVT. BRANCH

No 2348-52 31-3-25

The above resolution which has been admitted is forwarded, with compliments, to the Secretary, Local & Legislative Depts for favour of necessary action.

GENERAL & REVENUE SECRETARIAT 23 AUG 1925 LOCAL SELF GOVT. BRANCH

9/10/25

Secretary, L.-L.

2

Serial No.

There is no rule in the city Municipal Election Rules disqualifying mortgagees by reason of non-payment of taxes, ratepayers otherwise qualified, from becoming voters or candidates at elections.

2 On the other hand, under Section 12(c) of the Municipal Regn, payment of the prescribed tax during the six months next preceding the date on which a list of voters is required to be prepared or revised is an indispensible qualification and Rules nos 5 (vi) (a) and 7(i)(4)(b) of the city election rules which have been framed in consonance with and to give effect to the said Section 12(c) can not be modified, under the Election Act as amended

(original file Pub. Sec. 0)

3 Again, rules 5 (vi) (b) and 7(i)(4)(c) of the said election rules under which mortgagees and tenants of buildings assessed to

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the qualified [illegible] be qualified to become voters as candidates as the case may be provided the [illegible] have been paid. The rules as mean over shall not disqualify the mortgagee or lessee of [illegible] franchise or standing as a candidate if default is made by the person primarily liable to pay the same and they act as an incentive for the prompt payment of land taxes by tenants or other interested persons on behalf of the owners and to create under section 68 of the Regn. when the person primarily liable refuses for payment of the tax.

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Sec 12 (5) requires the candidate to have paid land taxes for a period of six months next preceding the date of preparing the list of voters
This section can not be amended if effect is to be given to the Board's

2nd Member)

D.O.
C/Ag

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RESOLUTION:-

(10) Amendment of the City Municipal Election Rules of 1919 by deletion of such portion of the rules which empower the exclusion of rate-payers from the list of voters, etc., on the ground of their not paying taxes, etc.,

...

NOTES IN COUNCIL

To be opposed. Salutary rule cannot be abrogated.

Second Member.

L to L Secretary with Compts.

7.4.25

8/4.